SUMMARY REPORT OF INVESTIGATION¹

I. EXECUTIVE SUMMARY

Date of Incident:	October 5, 2015
Time of Incident:	12:30 p.m.
Location of Incident:	1200 S. Canal St. Chicago, Illinois 60607
Date of COPA Notification:	June 28, 2018
Time of COPA Notification:	2:50 PM
Chicago, Illinois 60607, Officers # ("Officer con	roximately 12:30 p.m., near the vicinity of 1200 S. Canal St. # ("Officer and and ducted the investigatory traffic stop of complainant alleges that during the traffic stop, assisting Officer placed him in a squadrol without justification and further alleges that assisting squadrol Officer grabbed his genitals.
Involved Officer #1:	DOA: Rank: Police Officer, Unit of Assignment: 1st District, DOB: Female, Black.
Involved Officer #2:	Rank: Police Officer, Unit of Assignment: 1st District, DOB Male, White.
Involved Individual #1:	DOB: Male, Black.
II. ALLEGATIONS	I

II. ALLEGATIONS

Officer Allegation Finding

Officer 1. It is alleged by that on October 5, 2105, at approximately 12:30 p.m., near Exonerated

¹ On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Therefore, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendation(s) set forth herein are the recommendation(s) of COPA.

² COPA did not bring allegations against Officer resident of the Fraternal Order of Police.

the vicinity of 1200 S. Canal St. Chicago, Illinois 60607, Officer placed in a squadrol without justification in violation of Rules 1 and 2. 2.It is alleged by that on October 5, 2015, at approximately 12:30 p.m., near the vicinity of 1200 S. Canal St. Chicago, Illinois 60607, Officer called a "motherfucker," in violation of Rules 1 and 9.	Not Sustained
*	

III. APPLICABLE RULES AND LAWS

Rules

Rule 1: Violation of any law or ordinance.

Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.

Rule 8: Disrespect to or maltreatment of any person, while on or off duty.

Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.

Special Orders

S04-13-09 – Contact Information System

Federal Laws

United Stated Constitution 4th Amendment: The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

IV. INVESTIGATION³

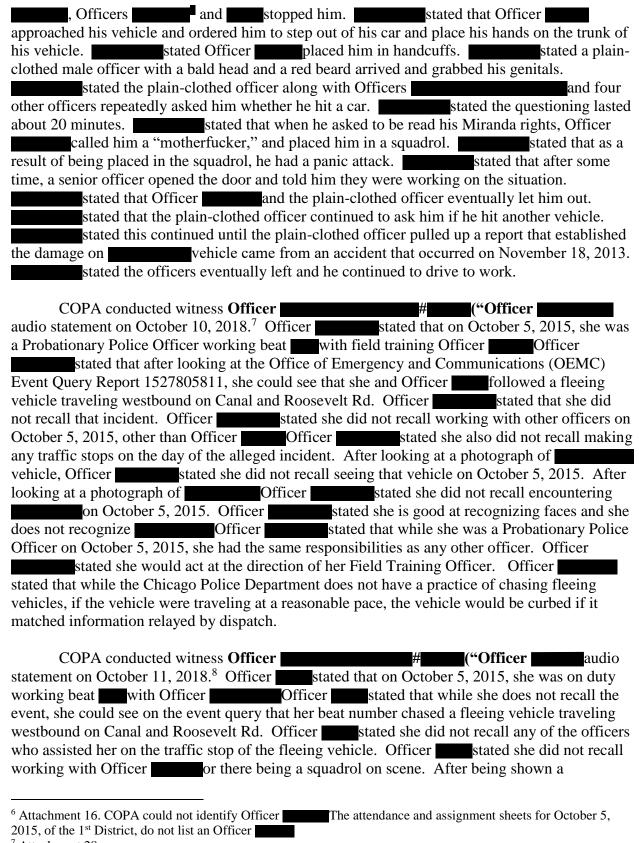
a. Interviews⁴

COPA obtained complainant written statement on July 3, 2018.⁵ declined to provide an audio recorded statement. stated that on October 5, 2015, while on his way to work in his 2003 Cadillac De Ville, license place

⁵ Attachment 5

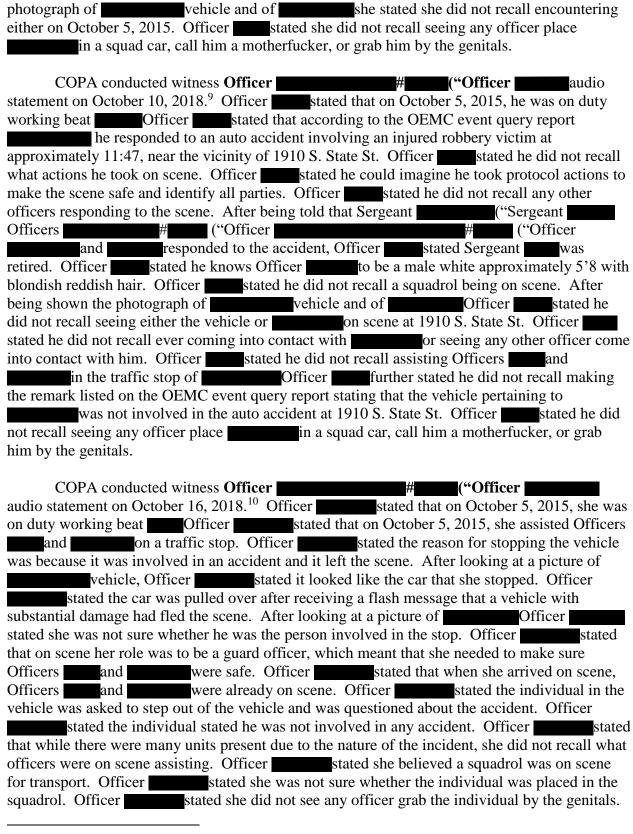
³ COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

⁴ COPA attempted to conduct the interview of conduct the conduct the interview of conduct the conduct



⁷ Attachment 28

⁸ Attachment 30



⁹ Attachment 29

¹⁰ Attachment 31

Officer stated that if the individual was placed in the squadrol he would have been				
searched to make sure he did not have any weapons that could hurt the officers. Officer				
stated she did not recall if the individual was handcuffed. Officer stated she did not				
hear any officer call the individual a "motherfucker." Officer stated that the procedure				
she would take if she were stopping a vehicle fleeing from a traffic accident would be to take the				
individual out of the car, pat the person down, and call other units for assistance. Officer				
further stated that if the individual was not cooperative with the initial investigation,				
she would place him in handcuffs to make sure she was safe. Officer stated that if the				
individual was loud and boisterous, she would place him in the squad car to continue the				
investigation.				
COPA conducted a second interview with Officer				
accused officer on November 1, 2018. 11 Officer stated that on October 5, 2015, she did				
assist a unit in the traffic stop of at approximately 12:30 p.m. near the vicinity of 1200				
S. Canal St. Officer stated that she would have had personal contact with				
make sure he was under control while the other units conducted the investigation. Officer				
stated that she did not recall placing in a squadrol. Officer stated				
she did not recall calling "motherfucker," and the use of any profanity is out of her				
character.				

b. Digital Evidence

The **Photograph** of vehicle depicts a silver 2003 Cadillac De Ville with substantial rear end damage on the passenger's side. 12



c. Physical Evidence

¹¹ Attachment 38

¹² Attachment 5

Medical Records from the University of Chicago Medicine on October 28, 2015, suffered from shortness of breath for the month previous. 13 indicate that described a sensation of having to think about breathing which lead to nervousness was diagnosed with Dyspnea¹⁴ and was prescribed an Albuterol inhaler. d. Documentary Evidence (OEMC) Event Query Report 1527805811 indicates that on October 5, 2015, at 11:37 a.m. near the vicinity of 1910 S. State St. Chicago, Illinois 60610, there was an auto accident involving an injured robbery victim. 15 The report further indicates that Sergeant and and responded to the accident. At 11:51 a.m., dispatch noted that there was a suspicious person. At 11:52 a.m., Officer are the license At 12:20 p.m., it is indicated that Officers and following a fleeing vehicle traveling westbound on Canal and Roosevelt Rd. that stopped at 12:21 p.m. At 12:23 p.m., Officer and and are ran the driver's license of 12:24 p.m., Officer assisted Officers and in the stop. At 12:46 p.m., and cleared the scene. Officer cleared the scene at 12:53 p.m. and at approximately 2:00 p.m., Officer noted that was not involved in the auto accident involving the injured robbery victim. **OEMC Event Ouerv Report** indicates that at 11:49 a.m., a caller by the name of called emergency with information for the police. ¹⁶ At approximately 11:57 a.m., a comment is entered indicating that the hit and run vehicle from the accident at the location of 1910 S. State St. was a champagne Cadillac, license plate number that was last seen turning westbound on Archer Ave. 17 Contact Card indicates that on October 5, 2015, at 1:00 p.m., near the vicinity of 240 W. Roosevelt Rd. Chicago, Illinois 60607, Officers and conducted the traffic stop of The traffic stop was conducted because vehicle matched the description of a vehicle involved in a traffic crash. Chicago Police Department Body Worn Camera Search Results Report indicates that the in-car camera in the vehicle driven by Officers and on October 5, 2015, was not found and purged. The report further indicates that there were no body worn cameras for CPD units on October 5, 2015. V. **ANALYSIS** The burden of proof COPA uses in its analysis is the preponderance of the evidence

¹³ Attachment 10

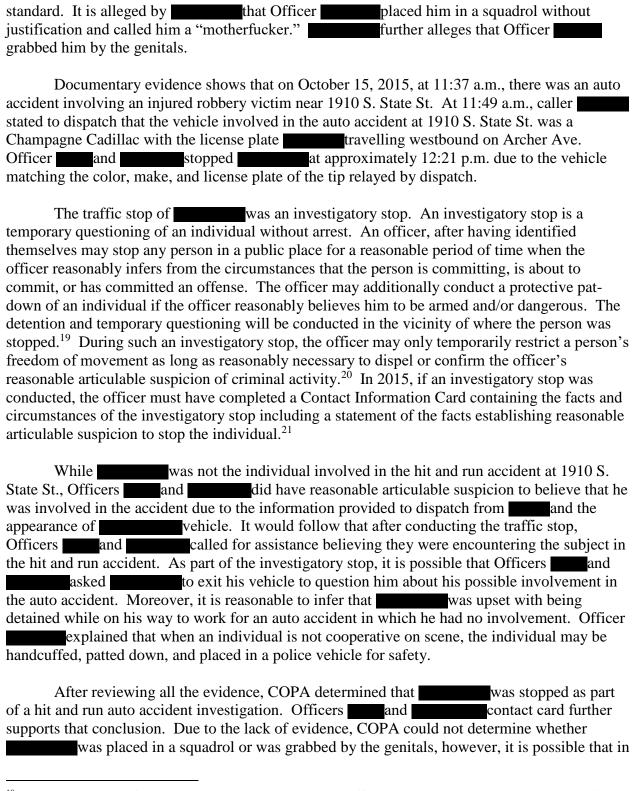
¹⁴ Difficult or labored breathing

¹⁵ Attachment 24

¹⁶ Attachment 19

¹⁷ COPA attempted to contact caller at the listed number on September 28, 2018 and October 8, 2018. Both attempts were unsuccessful.

¹⁸ Attachment 14



¹⁹ S04-13-09 Contact information System (II) Illinois State Law effective date January 7, 2015, rescinded April 4, 2015.

²⁰ S04-13-09 Contact information System (III)(B) effective date January 7, 2015, rescinded April 4, 2015.

²¹ S04-13-09 Contact information System (III)(C) effective date January 7, 2015, rescinded April 4, 2015.

order to keep a safe and secure scene, an officer may have patted down	including
around his genitals before placing him in a squadrol. In this case such a	actions would have been
justified since responding officers did have reason to believe	fled the hit and run
accident where the robbery victim was injured leading officers to infer t	that was
dangerous and possibly armed.	

For the aforementioned reasons, COPA recommends the finding of Exonerated for the legal detention and the possible pat down. COPA further could not determine whether an officer used profanity during the stop and recommends the finding of Not Sustained. COPA did not believe it was appropriate to serve Officers with these allegations.

VI. CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding
Officer	1. It is alleged by Cotober 5, 2015, at approximately 12:30 pm, near the vicinity of 1200 S. Canal St. Chicago, Illinois 60607, you placed in a squadrol without justification in violation of Rules 1 and 2. 2. It is alleged by Cotober 5, 2015, at approximately 12:30 pm, near the vicinity of 1200 S. Canal St. Chicago, Illinois 60607, you called a, "motherfucker," in violation of Rules 1 and 9.	Exonerated Not Sustained
Officer	1. It is alleged by that on October 5, 2015, at approximately 12:30 pm, near the vicinity of 1200 S. Canal St. Chicago, Illinois 60607, you grabbed genitals in violation of Rules 1 and 8.	Exonerated

Approved:	
Angela Hearts-Glass Deputy Chief Administrator – Chief Investigator	Date

Appendix A

Assigned Investigative Staff

Squad#:	10
Investigator:	
Supervising Investigator:	
Deputy Chief Administrator:	